

**ENTERED**

July 30, 2021

Nathan Ochsner, Clerk

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

**CHRISTINE DE MIGUEL and BIANCA  
MONTALVO, Each Individually and on  
Behalf of All Others Similarly Situated,  
and RACHEL BALDWIN**

**PLAINTIFFS**

vs.

No. 4:20-cv-2966

**D. HOUSTON, INC., ALI DAVARI  
and HASSAN DAVARI**

**DEFENDANTS**

**ORDER**

Comes before this Court Plaintiffs' Opposed Motion to Dismiss Plaintiff Bianca Montalvo without Prejudice and Rachel Baldwin with Prejudice (ECF No. 39). The Court hereby finds:

1. The claims of Plaintiff Bianca Montalvo ("Plaintiff Montalvo") are hereby dismissed without prejudice.
2. The claims of Plaintiff Rachel Baldwin ("Plaintiff Baldwin") are hereby dismissed with prejudice.
3. This dismissal is not intended to prejudice or otherwise impact Plaintiff Montalvo's right to pursue her claims in arbitration or Plaintiff Baldwin's right to administer the terms of her settlement in arbitration.

**IT IS SO ORDERED.**

Signed this 30th day of July 2021.

  
HON. CHARLES ESKRIDGE  
UNITED STATES DISTRICT JUDGE